

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MAGNEQUENCH INTERNATIONAL, INC.,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 04-135 (GMS)
)	
SONY CORPORATION, SONY CORPORATION)	
OF AMERICA, SONY ELECTRONICS, INC.,)	
ACER INC., ACER AMERICA CORPORATION,)	
ASUSTEK COMPUTER INC., ASUS COMPUTER)	
INTERNATIONAL INC., I/OMAGIC)	
CORPORATION, IOMEGA CORPORATION, LG)	
ELECTRONICS, INC., LG ELECTRONICS USA,)	
INC., LG INNOTEK COMPANY, LTD., LG)	
INNOTEK USA, INC., LITE-ON TECHNOLOGY)	
CORPORATION, LITE-ON TECHNOLOGY)	
INTERNATIONAL, INC., LITE-ON)	
PERIPHERALS, INC., LITE-ON INFORMATION)	
TECHNOLOGY CORPORATION, MEMOREX)	
PRODUCTS (TAIWAN) LTD., MEMOREX)	
PRODUCTS, INC., MICRO-STAR)	
INTERNATIONAL COMPANY, LTD., MSI)	
COMPUTER CORPORATION, MITSUMI)	
ELECTRIC COMPANY, LTD., MITSUMI)	
ELECTRONICS CORPORATION, TEAC)	
CORPORATION, TEAC AMERICA, INC., AND)	
VICTOR COMPANY OF JAPAN, LIMITED,)	
)	
Defendants.)	
)	
)	

**STIPULATION AND [PROPOSED] ORDER DISMISSING THIS ACTION
WITHOUT PREJUDICE AS TO THE DEFENDANT I/OMAGIC CORPORATION**

IT IS HEREBY STIPULATED AND AGREED by and between plaintiff Magnequench International, Inc. ("Magnequench"), and defendant, I/OMagic Corporation ("I/OMagic"), by and through their undersigned counsel of record, that, pursuant to Rule 41 of the Federal Rules of Civil Procedure, this action be and hereby is dismissed in its entirety

without prejudice as to I/O Magic subject to the terms of the March 9, 2005 Settlement Agreement between Magnequench and I/O Magic, and that each party shall bear its own costs and expenses, including attorney fees, incurred in connection with this action. Magnequench's Complaint with regard to the other defendants remains in effect unless and until specifically dismissed.

STIPULATED AND AGREED TO:

April 15, 2005

April 15, 2005

MORRIS, NICHOLS, ARSHT & TUNNELL

THE BAYARD FIRM



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*Attorneys for Defendant
I/O Magic Corporation*

Dated: _____

So Ordered: _____

United States District Judge

460604

CERTIFICATE OF SERVICE

I hereby certify that on April 15, 2005, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF which will send electronic notification of such filing to the following:

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Additionally, I hereby certify that true and correct copies of the foregoing were caused to be served on April 15, 2005 upon the following individuals in the manner indicated:

BY HAND

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A handwritten signature in cursive script, appearing to read "Mary B. Graham", is written over a horizontal line.

Mary B. Graham. (#2256)